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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. CR05-366-RSL  
09 Plaintiff, )  
10 v. ) SUMMARY REPORT OF U.S.  
11 LISE BUSCHER, ) MAGISTRATE JUDGE AS TO  
12 Defendant. ) ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
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14 An evidentiary hearing on supervised release revocation in this case was scheduled before  
15 me on July 13, 2006. The United States was represented by AUSA Mark P. Parrent and the  
16 defendant by Timothy R. Lohraff. The proceedings were digitally recorded.

17 Defendant had been sentenced in the Eastern District of Pennsylvania on or about April  
18 16, 2004 by the Honorable Marvin Katz on one count of mail fraud and one count of wire fraud,  
19 and sentenced to 12 months custody, 3 years supervised release. On September 29, 2005, the  
20 Honorable Robert S. Lasnik signed an order transferring jurisdiction of defendant's supervised  
21 release to this District. (Dkt. 1)

22 In addition to the standard conditions of supervised release imposed at the time of

01 sentencing, defendant was also ordered to pay restitution in the amount of \$28,290.00. The  
02 conditions of release were modified on December 9, 2005, to include the following requirements:  
03 that defendant participate in mental health treatment as directed by the U.S. Probation Office, that  
04 defendant provide her probation officer with access to any requested financial information,  
05 including disclosure of all assets and liabilities and any business interests, that defendant maintain  
06 a single checking account, not incur any new credit charges, not be self-employed or employed  
07 by friends, relatives, associates, or persons previously known to her unless approved by the U.S.  
08 Probation Officer, and that defendant not sell or otherwise convey any assets without first  
09 consulting the probation office. (Dkt. 5).

10 In an application dated May 30, 2006 (Dkt 6), Senior U.S. Probation Officer Christopher  
11 Luscher alleged the following violations of the conditions of probation:

12 1. Committing the crime of unlawful issuance of bank checks on or about November  
13 2, 5, and December 2, 3, 5, 6, and 8, 2005, in violation of the standard condition of supervised  
14 release that defendant not commit another federal, state, or local crime;

15 2. Failing to notify the probation officer within 72 hours of being arrested or  
16 questioned by any law enforcement officer, on or about December 2005, in violation of standard  
17 condition No. 11;

18 3. Failing to follow the instructions of the probation officer, on or about March 8,  
19 2006, in violation of standard condition No. 3;

20 4. Failing to submit truthful and complete monthly supervision reports for the months  
21 of March and April 2006, in violation of standard condition No. 2; and

22 5. Failing to pay restitution in the amount of \$100 per month, as directed, for the

01 months of November 2005, January, February, April, and May 2006, in violation of the special  
02 condition that defendant pay restitution in the amount of \$28,290.00.

03 An initial hearing on these alleged violations was held before Magistrate Judge Monica J.  
04 Benton on June 23, 2006, at which time defendant was released on bond, ordered to reside in a  
05 community corrections center, and scheduled to appear for an evidentiary hearing on July 5, 2006.  
06 (Dkt. 9) The evidentiary hearing was subsequently rescheduled to today's date before this Court.

07 Subsequent to the initial hearing, Senior Probation Officer Luscher has alleged two  
08 additional violations in an application dated July 6, 2006:

09 6. Failing to notify third parties of risks that may be occasioned by her criminal record  
10 or personal history or characteristics, on or about April 8, 2006, in violation of standard condition  
11 No. 13; and

12 7. Being self-employed and accepting employment without approval from the U.S.  
13 Probation Officer, on or about April 8, 2006, in violation of the special condition requiring that  
14 the defendant not be self-employed or employed by friends, relatives, associates, or persons  
15 previously known to her unless approved by the U.S. Probation Officer.

16 Defendant was advised in full as to those charges and as to her constitutional rights.

17 Defendant admitted alleged violations 1 through 7 and waived any evidentiary hearing as  
18 to whether they occurred.

19 I therefore recommend the Court find defendant violated her supervised release as alleged  
20 in violations 1 through 7, and that the Court conduct a hearing limited to the issue of disposition.  
21 The next hearing will be set before Judge Lasnik on July 25, 2006 at 11:00 a.m.

22 Pending a final determination by the Court, defendant has been released on the conditions

as previously ordered, including placement in a Community Corrections Center pending the outcome of the hearing before Judge Lasnik.

DATED this 13th day of July, 2006.

s/ Philip K. Sweigert  
United States Magistrate Judge

cc:	District Judge:	Honorable Robert S. Lasnik
	AUSA:	Mark P. Parrent
	Defendant's attorney:	Timothy R. Lohraff
	Probation officer:	Christopher Luscher